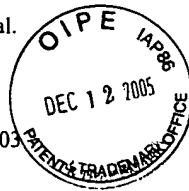


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: MacDonald, et al. )  
 Serial No: 10/731,256 )  
 Filed: December 9, 2003 )  
 Confirmation No: 4720 )  
 Title: Triggerable Delivery System For Pharmaceutical And )  
 Nutritional Compounds And Methods Of Utilizing Same )



Group Art Unit: 1616  
 Examiner: David Paul Stitzel  
 Our Account No: 04-1403  
 Customer No: 22827

Commissioner for Patents  
 U.S. Patent and Trademark Office  
 Post Office Box 1450  
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Sir:

The following is an Information Disclosure Statement for the captioned patent application, pursuant to 37 CFR Sections 1.56, 1.97, and 1.98.

1.[x] Attached hereto is:

- a.[x] A list of materials for consideration per Rule 98(a)(1): 1 page(s) citing 1 item(s)
- b.[x] A legible copy of each patent, publication, or other item listed per Rule 98(1)(2), unless not required per Rule 98 and/or as indicated on the attached list(s):  
0 item(s) attached
- c.[ ] For each non-English language item listed, pursuant to Rule 98(a)(3), a concise explanation of the relevance thereof as it is presently understood by the individual designated in Rule 56(c) most knowledgeable about the content of such items: \_\_\_\_\_

[ ] Such explanation is provided in the Search Report from a corresponding application enclosed herewith along with any enclosed translation into English.

2.[x] This Information Disclosure Statement is being filed [CHECK ONE]:

- a.[ ] WITHIN THREE MONTHS of the application filing date, national stage date of entry, or along with or after a request for continued examination, OR BEFORE the mailing date of a first Office Action on the merits, which ever event occurs last, WHEREFORE per Rule 97(b) NO filing fee or Rule 97(e) certificate is required.
- b.[x] AFTER the time periods of section 2.a above, but BEFORE a Final Action, Notice of Allowance OR an action that otherwise closes prosecution, WHEREFORE PER Rule 97(c) submitted herewith is [CHECK ONE]:
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  - ii.[ ] Filing Fee per Rule 17(p) .....\$180.00
- c.[ ] AFTER a Final Action OR Notice of Allowance, but BEFORE payment of the issue fee, WHEREFORE per Rule 97(d) submitted herewith is:
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3.[x] Rule 97(e) Certification; per Rule 97(e), the undersigned certifying party make the following certification statement [CHECK ONE]:

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- b.[x] That no item of information contained in this Information Disclosure Statement was cited in a foreign patent office in a counterpart foreign application and to the knowledge of the undersigned after making a reasonable

inquiry, was known to any individual designated in Rule 56(c) more than three months prior to the filing of this statement.

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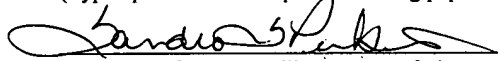
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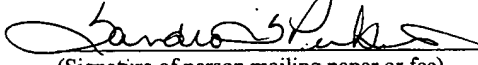
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(Rev. 5/92) Information Disclosure Statement List By Applicant(s) Under 37 CFR Section 1.98(a) (1) (Use several sheets if necessary)	Attorney Docket Number: KCX-859 (19100)	Serial Number: 10/731,256
	Applicant: MacDonald, et al.	
	Filing Date: December 9, 2003 Confirmation No: 4720	Group Art Unit: 1616

NOTE: If no indication is made in the column marked "COPY NOTE," the required legible copy of the corresponding item is submitted herewith; otherwise, a copy is not required and/or not submitted, for the following reason(s) [corresponding reason number is listed in "COPY NOTE" column]

- (1) This item is cumulative, per Rule 98(c)
- (2) A copy of this item was previously cited by or submitted to the U.S. Patent and Trademark Office in:  
USSN \_\_\_\_\_, filed \_\_\_\_\_, or  
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Relied on under 35 U.S.C. Section 120, per Rule 98(d)
- (3) Both reasons (1) and (2) apply
- (4) No legible complete copy is possessed, in custody of controlled, or readily available
- (5) Per the U.S. Patent and Trademark Office's waiver of Rule 98(a)(2)(i), the item is a U.S. patent or patent application publication, and the present application was filed after June 30, 2003.

EXAMINER INITIALS	PATENTEE NAME	PATENT NUMBER	ISSUE DATE	COPY NOTE
	Handjani et al.	5 2 0 4 1 1 1	04/20/1993	5

U.S. PATENT APPLICATION PUBLICATIONS				
EXAMINER INITIALS	APPLICANT'S NAME	PUBLICATION NUMBER	PUBLICATION DATE	COPY NOTE

FOREIGN PATENT DOCUMENTS					
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\*"NO" means that no copy of an English language translation is within the possession, custody, or control of, or is readily available to any individual designated in Rule 56(c).

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